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Attorneys for Defendant
THE CHILDREN'S PLACE RETAIL STORES, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

GALINA SEEBROOK, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.

THE CHILDREN'S PLACE RETAIL
STORES, INC., a Delaware corporation,

Defendant.

Consolidated Case No. 11-cv-00837-CW

**AMENDED STIPULATION AND
~~PROPOSED~~ ORDER To: (1) CONTINUE
SEPTEMBER 26, 2012 CASE
MANAGEMENT CONFERENCE; AND (2)
SET HEARING ON MOTION FOR
PRELIMINARY APPROVAL OF CLASS
ACTION SETTLEMENT**

MARIA ISABEL BELTRAN, an individual,
on behalf herself and of all others similarly
situated,

Plaintiff,

v.

THE CHILDREN'S PLACE RETAIL
STORES, INC., a Delaware Corporation; and
DOES 1 through 50, inclusive,

Defendants.

1 NICOLLE DiSIMONE, individually, and on
2 behalf of all others similarly situated,

3 Plaintiff,

4 v.

5 THE CHILDREN'S PLACE RETAIL
6 STORES, INC., a Delaware corporation, and
7 DOES 1 – 500,

8 Defendants.

9 KRISTEN HARTMAN, an individual, on
10 behalf of herself and all others similarly
11 situated,

12 Plaintiffs,

13 v.

14 THE CHILDREN'S PLACE RETAIL
15 STORES, INC., a Delaware Corporation, and
16 DOES 1 through 50, inclusive

17 Defendants.

18 MARIO ARELLANO, on behalf of a class of
19 similarly situated individuals, and himself
20 individually,

21 Plaintiff,

22 v.

23 THE CHILDREN'S PLACE RETAIL
24 STORES, INC., a Delaware corporation, d/b/a
25 The Children's Place; and DOES 1 through
26 25, inclusive,

27 Defendants.

Counsel for plaintiff Galina Seebrook in *Seebrook v. The Children's Place Retail Stores, Inc.*, Case No. 11-cv-00837-CW, counsel for plaintiff Maria Isabel Beltran in *The Children's Place Retail Stores, Inc., et al.*, Case No. 11-cv-01664-CW, counsel for plaintiff Nicole DiSimone in *DiSimone v. The Children's Place Retail Stores, Inc., et al.*, Case No. 11-cv-02223-SC, counsel for plaintiff Kristen Hartman in *Hartman v. The Children's Place Retail Stores, Inc., et al.*, Case No. 11-cv-02604-JSC, counsel for plaintiff Mario Arellano in *Arellano v. The Children's Place Retail Stores, Inc., et al.*, Case No. 12-cv-00803-LB (collectively, the "Consolidated Action"), and counsel for defendant The Children's Place Retail Stores, Inc. ("Children's Place") jointly submit the following Amended Stipulation to: (1) continue the September 26, 2012 Case Management Conference until November 29, 2012, or as soon thereafter as convenient for the Court; and (2) schedule a hearing on a Motion for Preliminary Approval of Class Action Settlement to be held in conjunction with the continued Case Management Conference.

RECITALS

WHEREAS, as noted in the parties' Joint Notice of Settlement filed on April 25, 2012 (Doc. No. 41), plaintiffs Seebrook, Beltran, DiSimone, Hartman, and Arellano, and Children's Place have reached a global settlement of all claims, including the class claims, in the Consolidated Action;

WHEREAS, plaintiffs' counsel and Children's Place's counsel have completed negotiations over the terms of the Settlement Agreement, and a finalized Settlement Agreement has been circulated among the parties for signature; and

WHEREAS, plaintiffs' counsel and Children's Place's counsel anticipate that the Settlement Agreement will be fully executed within one week.

WHEREAS, on September 19, 2012, plaintiffs' counsel and Children's Place's previously submitted a Stipulation to: (1) continue the September 26, 2012 Case Management Conference for approximately thirty (30) days until October 24, 2012, or as soon thereafter as convenient for the Court; (2) schedule a hearing on a Motion for Preliminary Approval of Class Action Settlement to be held in conjunction with the continued Case Management Conference; and (3)

1 allow plaintiffs to file their Motion for Preliminary Approval of Class Action Settlement two (2)
2 weeks prior to that Case Management Conference/hearing date; and

3 **WHEREAS**, due to a scheduling conflict that was inadvertently overlooked, the parties
4 need to amend the previously submitted stipulation to request a different date for the continuance
5 of the Case Management Conference and hearing on the Motion for Preliminary Approval of
6 Class Settlement.

7 **STIPULATION**

8 **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the parties
9 hereto through their respective counsel of record, that:

10 1. The Case Management Conference currently scheduled for September 26, 2012
11 shall be continued until November 29, 2012, or as soon thereafter as convenient for the Court;

12 2. A hearing on a Motion for Preliminary Approval of Class Action Settlement shall
13 be scheduled to be held on November 29, 2012, or as soon thereafter as convenient for the Court,
14 in conjunction with the Case Management Conference; and

15 3. Plaintiffs shall file their Motion for Preliminary Approval of Class Action
16 Settlement pursuant to Local Civil Rule 7-2(a), no later than thirty-five (35) days prior to the date
17 of the Case Management Conference and hearing on the Motion for Preliminary Approval of
18 Class Action Settlement.

19 **IT IS SO STIPULATED.**

20 Dated: September 21, 2012

COOLEY LLP
MICHELLE C. DOOLIN (179445)
MAZDA K. ANTIA (214963)
BRADLEY A. LEBOW (240608)

23 */s/ Bradley A. Lebow*
Bradley A. Lebow

24 Attorneys for Defendant
25 THE CHILDREN'S PLACE RETAIL STORES, INC.

1 Dated: September 21, 2012

HOFFMAN & LAZEAR
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ARTHUR W. LAZEAR (083603)
CHAD A. SAUNDERS (257810)

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4 */s/ Chad A. Saunders*

Chad A. Saunders

5 Attorneys for Plaintiff
6 GALINA SEEBROOK

7
8 Dated: September 21, 2012

PATTERSON LAW GROUP
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10 */s/ Matthew J. O'Connor*

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12 Attorneys for Plaintiff
13 MARIA ISABEL BELTRAN

14 Dated: September 21, 2012

RIDOUT & LYON, LLP
CHRISTOPHER P. RIDOUT (143931)
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17 */s/ Christopher P. Ridout*

18 Christopher P. Ridout

19 Attorneys for Plaintiff
20 NICOLLE DiSIMONE

21 Dated: September 21, 2012

STONEBARGER LAW, APC
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RICHARD D. LAMBERT (251148)

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23 */s/ Gene J. Stonebarger*

24 Gene J. Stonebarger

25 Attorneys for Plaintiff
26 KRISTEN HARTMAN

1 Dated: September 21, 2012

LAW OFFICES OF SUNIL A. BRAHMBHATT, PLC
SUNIL A. BRAHMBHATT (143931)

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3 */s/ Sunil A. Brahmbhatt*
4 Sunil A. Brahmbhatt

5 Attorneys for Plaintiff
6 MARIO ARELLANO
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FILER'S ATTESTATION

Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests that all parties have concurred in the filing of this Joint Status Conference Statement.

Dated: September 21, 2012

COOLEY LLP
MICHELLE C. DOOLIN (179445)
MAZDA K. ANTIA (214963)
BRADLEY A. LEBOW (240608)

/s/ Bradley A. Lebow
Bradley A. Lebow

Attorneys for Defendant
THE CHILDREN'S PLACE RETAIL STORES,
INC.

~~PROPOSED~~ ORDER

Based on the foregoing, and good cause appearing, **IT IS HEREBY ORDERED** that:


1. The Case Management Conference currently scheduled for September 26, 2012 shall be continued until November 29, 2012;

2. A hearing on a Motion for Preliminary Approval of Class Action Settlement shall be scheduled to be held on November 29, 2012, in conjunction with the Case Management Conference; and

4. Plaintiffs shall file their Motion for Preliminary Approval of Class Action Settlement pursuant to Local Civil Rule 7-2(a), no later than thirty-five (35) days prior to the date of the Case Management Conference and hearing on the Motion for Preliminary Approval of Class Action Settlement.

IT IS SO ORDERED.

Dated: 9/24/2012


THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

PROOF OF SERVICE
(FRCP 5)

I am a citizen of the United States and a resident of the State of California. I am employed in San Diego County, State of California, in the office of a member of the bar of this Court, at whose direction the service was made. I am over the age of eighteen years, and not a party to the within action. My business address is Cooley LLP, 4401 Eastgate Mall, San Diego, California 92121. On the date set forth below I served the documents described below in the manner described below:

AMENDED STIPULATION AND [PROPOSED] ORDER TO: (1) CONTINUE SEPTEMBER 26, 2012 CASE MANAGEMENT CONFERENCE; AND (2) SET HEARING ON MOTION FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT

- ☒ (BY U.S. MAIL) I am personally and readily familiar with the business practice of Cooley LLP for collection and processing of correspondence for mailing with the United States Postal Service, and I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States Postal Service at San Diego, California.
- ☐ (BY MESSENGER SERVICE) by consigning the document(s) to an authorized courier and/or process server for hand delivery on this date.
- ☐ (BY FACSIMILE) I am personally and readily familiar with the business practice of Cooley LLP for collection and processing of document(s) to be transmitted by facsimile and I caused such document(s) on this date to be transmitted by facsimile to the offices of addressee(s) at the numbers listed below.
- ☐ (BY OVERNIGHT MAIL) I am personally and readily familiar with the business practice of Cooley LLP for collection and processing of correspondence for overnight delivery, and I caused such document(s) described herein to be deposited for delivery to a facility regularly maintained by _____ for overnight delivery.
- ☒ (BY ELECTRONIC MAIL) I am personally and readily familiar with the business practice of Cooley LLP for the preparation and processing of documents in portable document format (PDF) for e-mailing, and I caused said documents to be prepared in PDF and then served by electronic mail to the parties listed below.

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1 on the following part(ies) in this action:

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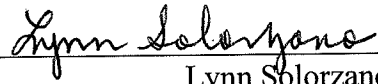
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17 Counsel for Plaintiff NICOLLE DiSIMONE

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19 Executed on September 21, 2012, at San Diego, California.

20
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22 _____
23 Lynn Solorzano
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